

Talking Points for call between RA and DPNR Commissioner Oriol

- Limetree has recently told EPA that it anticipates restarting portions of the refinery operations on St. Croix by as early as August 1, 2019, rather than January 1, 2020.
- The anticipated August 1 restart date makes it all the more important that EPA and VIDPNR give this matter a high priority and that there be effective, focused coordination between our two agencies.
- I understand you had a productive call with my staff and DOJ on April 30th about the proposed Modification to the 2011 Consent Decree (CD) for the facility.
- Our goal is to finish the CD Modification negotiations and have the document signed and lodged with the federal court by July 31st.
- In order to meet that target, EPA and DPNR are going to need to have regular phone calls and share documents on an expedited basis, to come to a consensus on positions to take in the negotiations with Limetree. And we need to schedule the negotiation sessions with Limetree promptly as well.
- My staff has asked that you and your staff and DPNR's outside counsel be available to have conference calls with EPA and DOJ on a weekly basis to work through the CD Modification issues – and a separate weekly call with EPA, as needed, to work through issues that won't be covered in the CD.
 - An example of the non-CD issues is Limetree's request for an extension of time from both EPA and DPNR, to comply with the Refinery Sector Rule.
- My staff and DOJ are working to line up May 29-30 for an EPA/USVI negotiation session with Limetree – perhaps to be held by phone – and possibly a follow-up in-person negotiation session with Limetree in the week of June 3.*[Note to Pete – this bullet is up-to-date as of 3:30 pm on May 6. Depending on when you have your call with Commissioner Oriol, it may need to be updated, because these negotiation session dates may have been nailed down by then. -Paul]*
- Thank you for all the attention you're giving to this matter.